Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant



THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Sevier County known as 1041db Poverty Flat Road; County Road Number: 6494; State Geographic Information Database (SGID) Road Identification Number: RD210095.

This document supplements and supports the information contained in the document first recorded at **Doc** # 00344689, Bk 0561, Beg Pg 0530, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on 2/13/2008 at Doc #00352504 Bk 0591, Beg Pg 0744. A legal description is attached hereto as Exhibit B.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 25th day of June, 200 8.

By the Governor's Designee

CERTIFICATION

State of Utah : SS County of Salt Lake

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

NOTARY PUBLIC PAMELA Z. BLACKHAM Dated this 25th day of fune, 2008.

Pamela Z. Blackhaw

Notary Public

Exhibit A

DOC # 00354989

Affidavits B: 0603 P: 0200

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AFFIDAVIT OF JOAN ANDERSON POVERTY FLAT ROAD SEVIER COUNTY, UTAH

COUNTY ROAD NUMBER 6494

State of Utah)
	: ss.
County of Sevier)

JOAN ANDERSON, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Marysvale, Piute County, Utah. I have lived in Piute County 65 years.
- 2. I have traveled and am familiar with a road in Sevier County known as the Poverty Flat Road County Road Number 6494). I am also familiar with the land the road traverses. When I first used and observed the road in the 1940's, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing Poverty Flat Road (County Road Number 6494). To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1940's and continuing through 1976 to 2006.

 Throughout this time period I have observed travel on the road by various means, including pickup trucks and jeeps. I used to hike this road to the uranium mines to see my Dad. I also hauled the uranium tailings out from the mines when I was a teenager. I know that from 1945 to 1952 this was considered a major road. Throughout this time period, the road has been used at least weekly.



- Throughout the time period from the 1940's to 2006, I have used the road myself for the following uses: Picnicking, wood gathering, and rock hunting.
- 6. Throughout the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus the following uses: Access road to the TV tower.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1920's and continuing through 1976 to 2006, for the uses described in the previous paragraphs, plus the following uses: Sheep herding and access to the gold and uranium mines.
- 8. Prior to 1976, I observed graders performing maintenance/construction activities on the road. My Dad and I participated in grading the road.

DATED this _____ day of November, 2006.

JOAN ANDERSON

SUBSCRIBED AND SWORN to before me this ______ day of November, 2006.

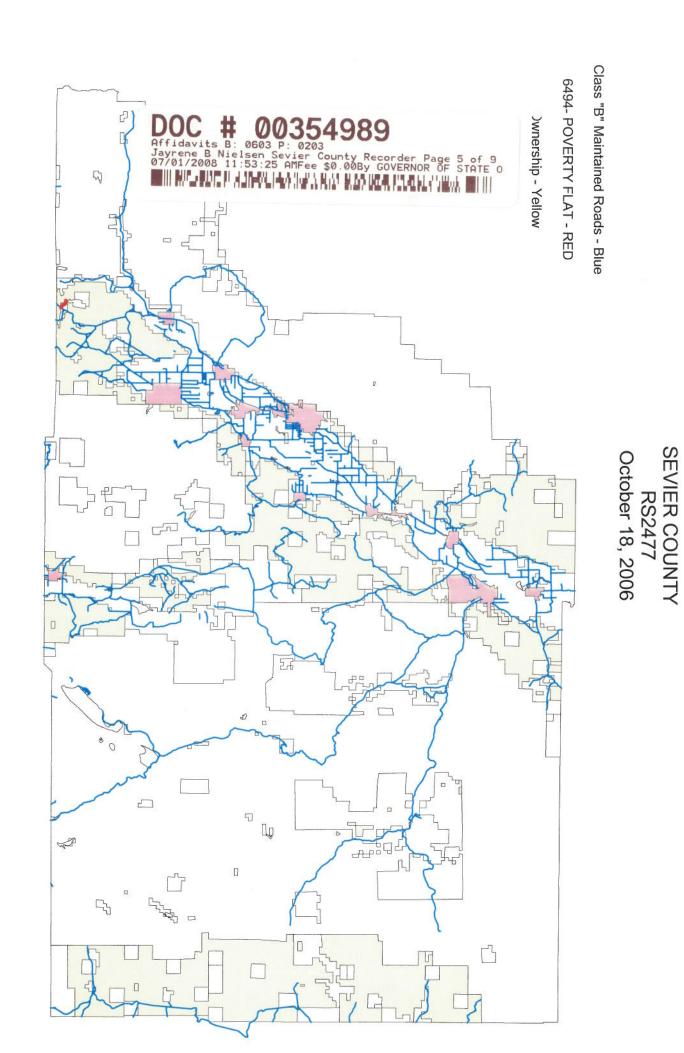
Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

Morea Schrader
NOTARY PUBLIC

DOC # 00354989

Affidavits B: 0603 P: 0202

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AFFIDAVIT OF STEPHEN WANLASS POVERTY FLAT ROAD

SEVIER COUNTY, UTAH

COUNTY ROAD NUMBER 6494

State of Utah)
	: ss.
County of Sevier)

STEPHEN WANLASS, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Monroe, Sevier County, Utah. I have lived in Sevier County since 1939.
- 2. I have traveled and am familiar with a road in Sevier County known as the Poverty Flat Road (County Road Number 6494). I am also familiar with the land the road traverses. When I first used and observed the road in 1956, it followed the same route as in 2006 when I last observed it. Attached is a Sevier County map showing the Poverty Flat Road (County Road Number 6494). To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1956 and continuing through 1976 to 2006.

 During this time period I have observed travel on the road by various means, including cars and trucks. During this time period, the road has been used daily.
- 5. During the time period from 1956 to 2006, I have used the road myself for the following uses: hunting, wood gathering, and recreation.

- 6. During the time period described in the previous paragraphs, I observed vehicles using the road at various times for the uses described in the previous paragraphs, plus the following uses: mining, government access, wood gathering, livestock operations, recreation, and hunting.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1920's and continuing through 1976 to 2006, for the uses described in the previous paragraphs.
 - 8. Prior to 1976, I observed the graded surface of the road.

DATED this 15 day of November, 2006.

Stephen Wanlass
STEPHEN WANLASS

SUBSCRIBED AND SWORN to before me this 154 day of November, 2006.

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

MOTARY PUBLIC

DOC # 00354989

Affidavits B: 0603 P: 0205

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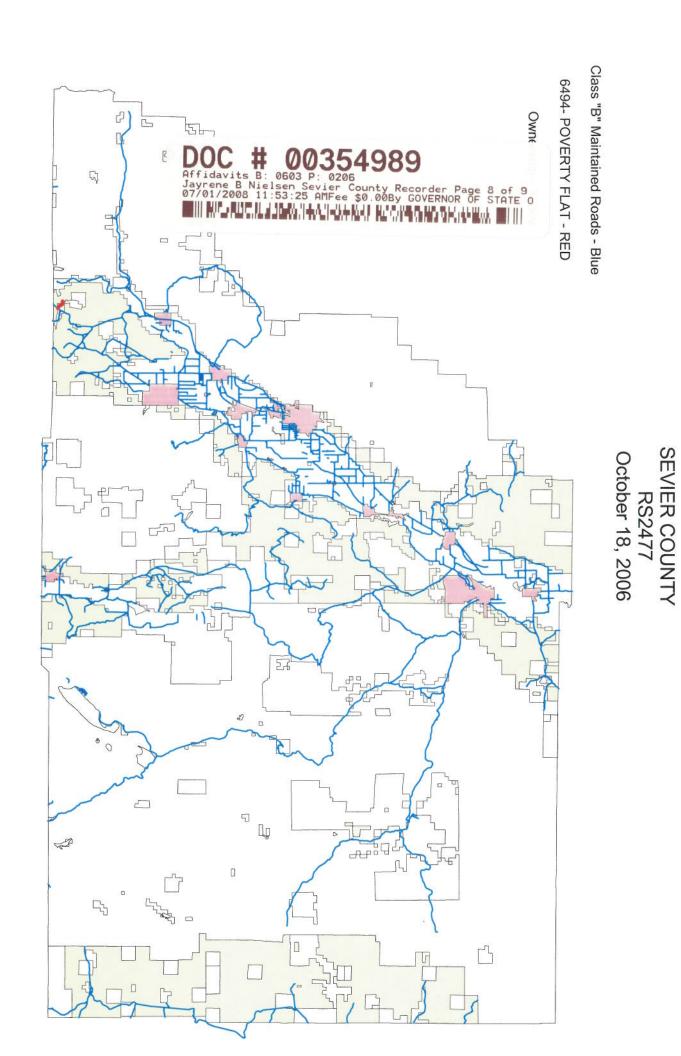


Exhibit B

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: 1041db Poverty Flat Road

County: Sevier

County Road Number: 6494

State Geographic Information Database (SGID) Road Identification Number: RD210095.

Total Road Length: 0.71 miles more or less.

Beginning at a point on the road centerline located at 38 degrees 31 minutes 17.04 seconds North Latitude and -112 degrees 14 minutes 027.1 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,428,416.7 feet and Y = 6,631,049.5 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 38 degrees 30 minutes 59.26 seconds North Latitude and -112 degrees 13 minutes 53.36 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 1,431,083.5 feet and Y = 6,629,228.6 feet based on the US Survey Foot conversion.

This road may traverse:

Township 26 South Range 4 West, Section(s) 21,22, Salt Lake Base & Meridian

DOC # 00354989

Affidavits B: 0603 P: 0207

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